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5 Hon. Richard Jones  
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7 **UNITED STATES DISTRICT COURT**  
8 **WESTERN DISTRICT OF WASHINGTON**  
9 **AT SEATTLE**

10 KYLE LYDELL CANTY,

11 Plaintiff,

12 vs.

13 CITY OF SEATTLE, et al.,

14 Defendants.

NO. 2:16-CV-01655-RAJ-JPD

CITY OF SEATTLE DEFENDANTS'  
RESPONSE TO PLAINTIFF'S MOTION  
REGARDING COMPUTING AND  
EXTENDING TIME  
PURSUANT TO LCR 6 (a)

15 **I. RELIEF REQUESTED**

16 Defendants City of Seattle and Officers Marshall Coolidge, Sean Culbertson, Timothy  
17 Renihan, and Hancock (hereinafter "City of Seattle Defendants") request that Plaintiff's motion  
18 pursuant to LCR 6 (a) regarding the computation or extension of time be denied.

19 **II. STATEMENT OF FACTS**

20 Plaintiff Pro Se has brought this civil rights action against the City of Seattle Defendants,  
21 as against King County and several of its employees. Plaintiff has filed a motion seeking "always  
22 a sixty day deadline date not including according to King County the ten business days that it  
23 takes for Mr. Canty . . . to physically receive the U.S.P.S. mail in his hands . . ." Plaintiff's  
24 Motion, pp. 1-2. Plaintiff's motion does not identify any specific action or court-imposed  
25 deadline for which he is seeking an extension of time.

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### **III. STATEMENT OF ISSUES**

Should Plaintiff's motion for an extension of sixty days be denied where he has failed to identify a specific deadline for which he seeks an extension or otherwise show good cause for the extension of all case related deadlines?

#### **IV. EVIDENCE RELIED UPON**

The City of Seattle Defendants rely on the pleadings and the court's file herein.

## V. ARGUMENT

8 Plaintiff generally asks for “a sixty day deadline,” but he does not reference what action or  
9 deadline he is requesting an extension for. Without any evidence, Plaintiff claims that the King  
10 County Jail, where he is incarcerated, “has been intercepting all mail, opening it, and then giving  
11 it directly to the King County Prosecutor’s Office and the Seattle Police Department.” Plaintiff’s  
12 motion, p.3. Even if this were true, Plaintiff fails to explain how this justifies the broad extension  
13 of all court deadlines that he appears to be requesting. Requests for extensions or relief from  
14 court-imposed deadlines should be made only as needed, and each request should be supported by  
15 good cause. The court should therefore deny Plaintiff’s broad request for a sixty-day extension as  
16 to all deadlines in this case.

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2                   **VI. CONCLUSION**  
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4                   For all the forgoing reasons, Plaintiff's motion for an extension of all court deadlines  
5 should be denied.  
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9                   DATED this 13th day of July, 2017.  
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11                   s/ John R. Nicholson  
12                   JOHN R. NICHOLSON WSBA #30499  
13                   Freimund Jackson & Tardif, PLLC  
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19                   Attorneys for Defendants City of Seattle,  
20                   Officer Marshall Coolidge, Sean Culbertson,  
21                   Timothy Renihan and Officer Hancock  
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## **CERTIFICATE OF SERVICE**

I certify that on the 13th day of July, 2017, I caused a true and correct copy of this document to be served on the following in the manner indicated below:

Pro se Plaintiff,  Kyle Lydell Canty #216035994 King County Jail (Seattle) 500 5 <sup>th</sup> Ave. Seattle, WA 98104	( X ) U.S. Mail
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DATED this 13th day of July, 2017, in Seattle, Washington.

s/Kathie Fudge

KATHIE FUDGE, Legal Assistant to  
GREGORY E. JACKSON  
701 5<sup>TH</sup> Avenue, Suite 3545  
Seattle, WA 98104  
[kathief@fjtlaw.com](mailto:kathief@fjtlaw.com)

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